

AMENDED IN ASSEMBLY APRIL 29, 2014

AMENDED IN ASSEMBLY APRIL 22, 2014

AMENDED IN ASSEMBLY MARCH 28, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2319

Introduced by Assembly Member Bonilla

February 21, 2014

An act to add *Chapter 20 (commencing with Section 11900) to Part 7 of Division 1 of Title 1 of*, and to add Article 8 (commencing with Section 60130) to Chapter 1 of Part 33 of Division 4 of Title 2 ~~of~~ of the Education Code, relating to school finance.

LEGISLATIVE COUNSEL'S DIGEST

AB 2319, as amended, Bonilla. School finance: *Broadband Infrastructure Fund: Innovation, Training, and Common Core Implementation Fund.*

(1) Existing law establishes the K–12 High-Speed Network for the purpose of enriching pupil educational experiences and improving pupil academic performance by providing high-speed, high-bandwidth Internet connectivity to the public schools.

This bill would establish the Broadband Infrastructure Fund Program, to be implemented if funds are received in the annual Budget Act or another statute, for the purpose of providing schools with adequate Internet capacity to support new content standards and technology-based instruction and assessments, as specified. The bill would require the State Department of Education to administer the Broadband Infrastructure Fund, which would be established by the bill. The bill would require the department to consider specified objectives

in evaluating any proposed use of the funds, and would specify the purposes for which the funds may be allocated and used.

Existing

(2) *Existing* law requires the Academic Content Standards Commission to develop, and the State Board of Education to adopt or reject, academic content standards in language arts and mathematics that are internationally benchmarked and built toward college and career readiness by high school graduation, and requires at least 85% of these standards to be the common core academic content standards developed by the Common Core State Standards Initiative consortium or any association or related interstate collaboration, except as specified.

This bill would establish the Innovation, Training, and Common Core Implementation Fund Act, to be implemented if funds are received in the annual Budget Act or another statute, as specified. The bill would require the Superintendent of Public Instruction to allocate funds for the 2014–15 fiscal year to local educational agencies, as defined, on the basis of an equal amount per pupil based on the prior year's enrollment for specified purposes relating to the integration of common core academic content standards, *Next Generation Science Standards, and English language development standards* in schools, including, among others, the professional development of teachers, administrators, and paraprofessional educators. ~~educators or other classified employees involved in the direct instruction of pupils that is aligned to specified academic content standards.~~ The bill would require a local educational agency that receives funds to meet specified requirements, including reporting detailed expenditure information to the State Department of Education, and would require the department to summarize and submit the information to the appropriate budget subcommittees and policy committees of the Legislature on or before July 3, 2016.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 20 (commencing with Section 11900) is
2 added to Part 7 of Division 1 of Title 1 of the Education Code, to
3 read:

1 *CHAPTER 20. BROADBAND INFRASTRUCTURE FUND PROGRAM*

2
3 11900. *For purposes of assisting local educational agencies*
4 *in providing schools with adequate Internet capacity to support*
5 *new content standards, the California Assessment of Student*
6 *Performance and Progress, and technology-based instruction for*
7 *the purposes of improving the academic performance of pupils,*
8 *there is hereby established the Broadband Infrastructure Fund.*

9 11901. (a) *The Broadband Infrastructure Fund is established*
10 *to achieve the following objectives:*

11 (1) *To provide all local educational agencies with the minimum*
12 *level of broadband connectivity to support the implementation of*
13 *the common core academic content standards, Next Generation*
14 *Science Standards, English language development standards, and*
15 *the California Assessment of Student Performance and Progress.*

16 (2) *To improve academic achievement through the integration*
17 *of technology-based instruction in schools.*

18 (3) *To ensure access for local educational agencies located in*
19 *hard-to-serve areas of the state.*

20 (4) *To encourage collaboration between local educational*
21 *agencies, postsecondary educational institutions, and other cultural*
22 *and educational research institutions for the purpose of leveraging*
23 *regional resources.*

24 (5) *To leverage existing statewide broadband infrastructure,*
25 *such as the K–12 High-Speed Network and the California Research*
26 *and Education Network, and other state, federal, and private*
27 *funding sources.*

28 (6) *To fund local educational agencies with planned last mile*
29 *fiber or other projects to increase Internet capacity that lack*
30 *requisite funding to complete installation.*

31 (7) *To establish fiber-based broadband solutions that will allow*
32 *local educational agencies to continue expanding Internet capacity*
33 *with minimal investments in the future.*

34 (b) *The department shall consider the objectives specified in*
35 *this section when evaluating any proposed use of the funds.*

36 11902. *The department shall allocate funds received pursuant*
37 *to this chapter to any of the following:*

38 (a) *Schoolsites that lack the minimum levels of broadband*
39 *connectivity to support the implementation of the common core*
40 *academic content standards, Next Generation Science Standards,*

1 *English language development standards, and the California*
2 *Assessment of Student Performance and Progress.*

3 *(b) Schools located in hard-to-serve areas or where competitive*
4 *fiber-based broadband options are limited or not available.*

5 *(c) Local educational agencies with planned last mile fiber or*
6 *other projects to increase Internet capacity that lack requisite*
7 *funding to complete installation.*

8 *11903. For purposes of this chapter, “local educational*
9 *agency” means a school district, county office of education, charter*
10 *school, or state special school.*

11 *11904. This chapter shall not be implemented unless funding*
12 *is provided for the Broadband Infrastructure Fund in the annual*
13 *Budget Act or another statute.*

14 **SECTION 1.**

15 **SEC. 2.** Article 8 (commencing with Section 60130) is added
16 to Chapter 1 of Part 33 of Division 4 of Title 2 of the Education
17 Code, to read:

18
19 **Article 8. Innovation, Training, and Common Core**
20 **Implementation Fund**
21

22 60130. This article shall be known, and may be cited, as the
23 Innovation, Training, and Common Core Implementation Fund
24 Act.

25 60131. (a) For purposes of implementing the common core
26 academic content standards adopted pursuant to Sections 60605.8,
27 60605.85, as that section read on June 30, 2014, 60605.10,
28 60605.11, and 60811.3, as that section read on June 30, 2013, there
29 is hereby established the Innovation, Training, and Common Core
30 Implementation Fund. It is the intent of the Legislature that local
31 educational agencies use funds allocated pursuant to subdivision
32 (b) to support the integration of common core academic content
33 standards, *Next Generation Science Standards, and English*
34 *language development* standards in instruction for kindergarten
35 and grades 1 to 12, inclusive, for purposes of establishing quality
36 instructional programs for all pupils.

37 (b) For the 2014–15 fiscal year, subject to subdivision (d), the
38 Superintendent shall allocate funds to local educational agencies
39 on the basis of an equal amount per pupil based on the prior year’s

1 enrollment. The allocated funds shall be available for encumbrance
2 through the 2015–16 fiscal year.

3 (c) A local educational agency shall expend funds allocated
4 pursuant to this section for any of the following purposes:

5 (1) Professional development for teachers, administrators, and
6 paraprofessional educators *or other classified employees involved*
7 *in the direct instruction of pupils* that is aligned to the ~~common~~
8 ~~core~~ academic content standards adopted as specified in subdivision
9 (a).

10 (2) Integration of the common core academic content *standards*,
11 *Next Generation Science Standards*, and *English language*
12 *development* standards through technology-based instruction for
13 purposes of improving the academic performance of pupils,
14 including, but not limited to, administering computer-based
15 assessments.

16 ~~(3) Infrastructure upgrades to increase Internet bandwidth.~~

17 ~~(4)~~

18 (3) Instructional materials aligned to the common core academic
19 content *standards*, *Next Generation Science Standards*, and *English*
20 *language development* standards adopted pursuant to Sections
21 60605.8, 60605.85, as that section read on June 30, 2014, *60605.11*,
22 and 60811.3, as that section read on June 30, 2013, including, but
23 not limited to, supplemental instructional materials as provided in
24 Sections 60605.86, 60605.87, and 60605.88, as those sections read
25 on June 30, 2014.

26 (d) As a condition of receiving funds allocated pursuant to this
27 section, the governing board or body of the local educational
28 agency shall do both of the following:

29 (1) Develop and adopt a plan delineating how funds allocated
30 pursuant to this section shall be spent. The plan shall be explained
31 in a regularly scheduled public meeting of the governing board or
32 body of the local educational agency before its adoption in a
33 subsequent regularly scheduled public meeting.

34 (2) On or before January 1, 2016, report detailed expenditure
35 information to the department, including, but not limited to, specific
36 purchases made and the number of teachers, administrators, or
37 paraprofessional educators that received professional development.
38 The department shall determine the format for this report.

39 (e) The department shall summarize the information reported
40 pursuant to paragraph (2) of subdivision (d) and shall submit the

1 summary to the appropriate budget subcommittees and policy
2 committees of the Legislature on or before July 3, 2016.

3 (f) The requirement for submitting a report imposed under
4 subdivision (e) is inoperative on January 1, 2019, pursuant to
5 Section 10231.5 of the Government Code.

6 60132. For purposes of this article, “local educational agency”
7 means a school district, county office of education, ~~or~~ charter
8 ~~school~~, *school, or state special school*.

9 60133. This article shall not be implemented unless funding
10 is provided for the Innovation, Training, and Common Core
11 Implementation Fund in the annual Budget Act or another statute.